

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order:

CHAIRMAN BILL WILSON, on January 15, 2009 at 8:03 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Bill Wilson, Chairman (D)
Rep. Bill Beck, Vice Chairman (R)
Rep. Michele Reinhart, Vice Chairman (D)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Paul Beck (D)
Rep. Tom Berry (R)
Rep. Carlie Boland (D)
Rep. John Fleming (D)
Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery Welborn (R)

Members Excused: None.

Members Absent: None.

Staff Present: Santella Baglivo, Committee Secretary
Bart Campbell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 159, 1/9/2009; HB 114, 1/9/2009

Executive Action: None

HEARING ON HB 188

Opening Statement by Sponsor:

00:01:48 **REP. DEBORAH KOTTEL (D), HD 20**, opened the hearing on **HB 188**, Treble damages for wrongful withholding of security deposits.

Proponents' Testimony:

00:05:57 Lucas Hamilton, Associated Students of Montana
University of Montana

EXHIBIT (buh09a01)

00:08:18 Sheena Rice, Montana Public Interest Research Group
MontPIRG

00:11:49 Maureen Weiland, Associated Students of Montana,
Montana State University

00:12:24 Judy Smith, Montana Women Vote

00:14:05 Ford Johnson, Barber

EXHIBIT (buh09a02)

00:18:47 Eric Anderson, Student Association, MSU Billings

00:19:19 Roger Thompson, Volunteer Advocate, AARP Montana

00:20:40 Annie Hamilton, Attorney, Associated Students Legal
Services, University of Montana

00:24:51 Curt Radiff, Student, University of Montana

00:26:18 Klaus Sitte, Director, Montana Legal Services

00:27:15 Andrea Olsen, Montana Trial Lawyers Association

00:31:59 Denver Henderson, Off-Campus Renters Center, University
of Montana

00:34:10 Dale Fetz, Renter

Opponents' Testimony:

00:36:53 Roger Halver, Montana Landlords Association

00:42:09 John Van Norman, Past President, Montana Landlords
Association

00:44:14 Glen Oppel, Montana Association of Realtors

Informational Testimony: None.

Questions from Committee Members and Responses:

00:45:09 Chairman Wilson
00:45:24 Rep. Kottel
00:47:14 Rep. Fleming
00:47:24 Rep. Kottel
00:48:13 Chairman Wilson
00:48:18 Rep. Kottel
00:48:31 Rep. Beck
00:49:13 Rep. Kottel
00:49:30 Rep. Berry
00:49:55 Mr. Halver

Closing by Sponsor:

00:51:09 Rep. Kottel

HEARING ON HB 189

Opening Statement by Sponsor:

00:53:30 **REP. DEBORAH KOTTEL (D), HD 20**, opened the hearing on
HB 189, Revise landlord-tenant laws.

Proponents' Testimony:

00:59:49 Sheena Rice, Montana Public Interest Research Group
MontPIRG
01:02:39 William McCausald, Renter
01:04:27 Lucas Hamilton, Associated Students of Montana
University of Montana
01:04:54 Maureen Weiland, Associated Students of Montana,
Montana State University
01:05:27 Jane Walsh, Student, University of Montana
01:08:01 Denver Henderson, Director, Off-Campus Renter Center at
the University of Montana
01:09:57 Roger Thompson, Volunteer Advocate, AARP Montana
01:11:08 Judy Smith, Montana Women Vote
01:12:41 Andrea Olsen, Montana Trial Lawyers Association
01:13:28 Annie Hamilton, Attorney, Associated Students Legal
Services, University of Montana
01:14:23 Ashley Korslien, Student, University of Montana
01:15:43 Klaus Sitte, Director, Montana Legal Services

Opponents' Testimony:

01:16:44 Roger Halver, Montana Landlords Association

01:20:07 John Van Norman, Past President, Montana Landlords
Association
01:22:02 Glen Oppel, Montana Association of Realtors

Informational Testimony: None.

Questions from Committee Members and Responses:

01:23:16 Rep. Reichner
01:23:53 Rep. Kottel
01:25:26 Rep. Reichner
01:26:24 Rep. Kottel
01:27:55 Rep. P. Beck
01:28:50 Rep. Kottel
01:29:10 Rep. P. Beck
01:29:22 Rep. Kottel
01:29:35 Rep. B. Beck
01:30:26 Rep. Kottel
01:31:40 Rep. B. Beck
01:31:57 Rep. Kottel
01:32:09 Rep. B. Beck
01:32:32 Rep. Kottel
01:33:40 Rep. Welborn
01:34:08 Rep. Kottel
01:34:39 Rep. Welborn
01:34:48 Bart Campbell, LSD
01:35:29 Rep. Welborn
01:35:59 Rep. Kottel
01:36:55 Rep. Reinhart
01:37:10 Rep. Kottel
01:38:30 Rep. Reinhart
01:38:43 Rep. Kottel
01:38:57 Rep. Arntzen
01:39:38 Rep. Kottel
01:40:27 Rep. Arntzen
01:40:41 Rep. Kottel

Closing by Sponsor:

01:41:36 Rep. Kottel

01:42:54 Chairman Wilson calls for a recess.
02:00:26 Chairman Wilson resumes hearing.

HEARING ON HB 143

Opening Statement by Sponsor:

02:00:42 REP. DAVE MCALPIN (D) , HD 94, opened the hearing on HB 143, Nonprofit corporation registry.
[EXHIBIT](#) (buh09a03)

Proponents' Testimony:

02:03:45 Ali Bovington, Assistant Attorney General
02:05:33 Anthony Johnstone, Department of Justice
02:10:43 Amy Grmoljez, Montana Nonprofit Association
[EXHIBIT](#) (buh09a04)
02:12:33 Tana Gormely, Secretary of State's Office

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

02:13:53 Rep. Reinhart
02:14:04 Rep. McAlpin
02:14:32 Rep. Reinhart
02:15:09 Mr. Johnstone
02:15:40 Rep. Reinhart
02:15:48 Mr. Johnstone
02:15:50 Rep. Reinhart
02:16:12 Mr. Johnstone
02:16:55 Rep. Reinhart
02:17:04 Mr. Johnstone
02:17:39 Rep. Hunter
02:19:07 Mr. Johnstone
02:19:45 Rep. B. Beck
02:20:12 Mr. Johnstone
02:20:16 Rep. Beck
02:21:06 Mr. Johnstone
02:21:14 Rep. Furey
02:21:49 Mr. Johnstone
02:21:58 Rep. Furey
02:22:32 Mr. Johnstone
02:22:46 Rep. Furey
02:23:23 Mr. Johnstone
02:23:44 Rep. Furey
02:23:59 Mr. Johnstone

Closing by Sponsor:

02:24:37 Rep. McAlpin

02:25:34 Chairman Wilson calls for a recess.

02:40:22 Chairman Wilson resumes hearing.

HEARING ON HB 159

Opening Statement by Sponsor:

02:40:49 **REP. SHANNON AUGARE (D), HD 16**, opened the hearing on **HB 159**, Require actuarial opinion summary for domestic property and casualty insurers.

Proponents' Testimony:

02:43:33 John Mudd, State Auditors Office

02:45:32 Jacqueline Lenmark, American Insurance Association

[EXHIBIT](#) (buh09a05)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

02:49:28 Rep. Augare

02:50:03 Chairman Wilson calls for a recess.

02:52:03 Chairman Wilson resumes hearing.

HEARING ON HB 114

Opening Statement by Sponsor:

02:52:14 **REP. TERESA HENRY (D), HD 96**, opened the hearing on **HB 114**, Clarify licensure and liability in public health emergencies.

Proponents' Testimony:

02:57:51 Jim Murphy, Manager, Public Health Emergency

Preparedness, Public Health and Safety Division, DPHHS

[EXHIBIT](#) (buh09a06)

03:02:30 Bob Olsen, Montana Hospital Association

EXHIBIT (buh09a07)

03:07:26 Brigadier General Stan Putman, DMA

03:09:03 Erin MacLean, Montana Medical Association

03:09:53 Darrell James, City of Missoula

EXHIBIT (buh09a08)

03:10:24 John Pisk, Montana Association of DES Coordinators

03:10:57 Melanie Reynolds, Health Officer, Lewis and Clark
County

EXHIBIT (buh09a09)

03:12:40 Mary-Beth Frideres, Montana Primary Care Association

03:14:50 Mike Foster, Wheatland Memorial Hospital and Catholic
Hospitals in Montana

Opponents' Testimony: None.

Informational Testimony:

03:16:19 Al Smith, Montana Trial Lawyers Association

Questions from Committee Members and Responses:

03:19:49 Rep. B. Beck

03:20:17 Mr. Murphy

03:21:03 Rep. Arntzen

03:21:13 Mr. Murphy

03:22:28 Rep. Arntzen

03:22:40 Mr. Murphy

03:23:21 Rep. Arntzen

03:23:33 Mr. Murphy

03:24:04 Rep. Reinhart

03:24:28 Mr. Murphy

03:25:07 Rep. Reinhart

03:25:19 Mr. Murphy

Closing by Sponsor:

03:26:00 Rep. Henry

Discussion:

03:27:58 Chairman Wilson

ADJOURNMENT

03:28:29 Adjournment: 11:31 A.M.

SANTELLA BAGLIVO, Secretary

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Additional Documents:

EXHIBIT ([buh09aad.pdf](#))